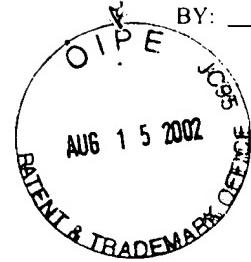


I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON DC 20231, ON THE DATE INDICATED BELOW

BY: Alma & Troy

DATE: 8/12/03

10 / Notice
of Appeal
of M
PATENT 871202



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PATENT
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re:	Patent Application of Stanley Stewart DAVIS <i>et al.</i>	: Group Art Unit: 1615
Conf. No.:	6578	:
Appln. No.:	09/841,228	: Examiner: Sharon Howard
Filed:	April 24, 2001	:
For:	NASAL DRUG DELIVERY COMPOSITION	: Attorney Docket : No. 10774-57US : (WESR/P21724US)

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9-702

TECH CENTER 1600/2900

**NOTICE OF APPEAL FROM PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the Decision dated April 10, 2002, Paper No. 8, of the Primary Examiner finally rejecting claims 1-11. This Notice of Appeal is timely filed on August 12, 2002, in view of the Petition for a one-month extension of time, enclosed herewith, which extends the time for reply up to and including August 12, 2002 (as August 10 and 11, 2002, were a Saturday and Sunday). . .

The item(s) checked below are appropriate:

- A Petition for Extension of Time with extension fee for ___ month(s) to ___ to respond to the final rejection was filed on ____.

A Petition for Extension of Time for one-month to file the Notice of Appeal and our check in the amount of \$ 110.00 for the extension fee are enclosed.

Our firm's check in the amount checked below is enclosed.

\$160.00-- a Small Entity Declaration has been filed previously in this case.

\$320.00 -- no Small Entity Declaration is appropriate.

Not required (fee paid in prior appeal).

An oral hearing before the Board of Appeals is respectfully requested.

Our firm's check in the amount indicated below is enclosed for this request for an oral hearing.

\$140.00 - a Small Entity Declaration has been filed previously in this case.

\$280.00 - no Small Entity Declaration is appropriate.

Any additional required fees or any overpayments may be charged or credited to Deposit Account No. 50-1017 (one additional copy of this Notice is enclosed for accounting purposes).

12 August 2002

(Date)

By: Kristyne A. Bullock

KRISTYNE A. BULLOCK

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Attorney for Applicant

KAB/vj
Enclosures